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Attorneys for Defendants
 SAKS INCORPORATED, SAKS & COMPANY and
 SAKS FIFTH AVENUE, INC.

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

MARCIA TATE-SMALL, CASSANDRA
 THOMAS, and ROBIN LEDGER-RYAN,
 individually, and on behalf of all others
 similarly situated,

Plaintiffs,

v.

SAKS INCORPORATED, a Tennessee
 corporation, SAKS FIFTH AVENUE, INC., a
 Massachusetts corporation, SAKS &
 COMPANY, a New York corporation, and
 SAKS FIFTH AVENUE OFF FIFTH,

Defendants.

Case No. 4:12-cv-03903-SBA

Assigned to: Hon. Sandra Brown Armstrong

**STIPULATION AND ~~PROPOSED~~
 ORDER RE BRIEFING SCHEDULE FOR
 DEFENDANTS' MOTION TO STAY**

[Complaint filed: February 8, 2012]

1 **IT IS HEREBY STIPULATED AND AGREED** by and among Plaintiffs Marcia Tate-
 2 Small, Cassandra Thomas, and Robin Ledger-Ryan ("Plaintiffs") through their counsel, and
 3 Defendant Saks Incorporated, Saks & Company, and Saks Fifth Avenue, Inc., ("Saks") through their
 4 counsel, (collectively, the "Parties") to the following pursuant to Civil L.Rs. 6-2 and 7-12:

5 1. On December 6, 2012 the Parties appeared for a Case Management Conference in the
 6 above captioned matter before Deputy Clerk Lisa R. Clark. During the conference, the Parties and
 7 the Clerk discussed Saks' intent to file a Motion to Stay, and the Clerk set Saks' deadline to file
 8 motion papers by January 15, 2013, Plaintiff's deadline to file and serve any opposition papers by
 9 January 29, 2013, and Saks' deadline to file any reply papers by February 5, 2013. The Clerk also a
 10 hearing date for February 19, 2013 at 1:00 p.m.

11 2. The Parties have agreed to mediate this before Steve Rottman, Esq. on February 6,
 12 2013 pursuant to the Court's November 27, 2012 Order requiring the Parties to hold their ADR
 13 session by February 25, 2013.

14 3. The Parties have met and conferred, and have agreed that a short continuance of the
 15 hearing on Saks' Motion to Stay, and the related briefing schedule, is the best way to proceed so that
 16 the Parties may work to resolve this case without expending time and costs on additional motion
 17 practice.

18 4. The Parties have agreed to the following briefing schedule for the Motion: Saks must
 19 file and serve motion papers on or before February 26, 2013, Plaintiffs must file and serve any
 20 opposition papers to Saks' Motion on or before March 12, 2013, and Saks must file and serve any
 21 reply papers on or before March 19, 2013. The Parties further request the Court continue the hearing
 22 on Saks' Motion to Stay to April 2, 2013 at 1:00 p.m., or as soon thereafter as is convenient for the
 23 Court. This is the first request to modify the briefing schedule and hearing date on Saks' Motion.

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By: /s/Chad A. Saunders
Chad A. Saunders
ATTORNEYS FOR PLAINTIFFS

Sidley Austin LLP

By: /s/Jennifer B. Zargarof
Jennifer B. Zargarof
ATTORNEYS FOR DEFENDANTS

Dated: 1 / 8 / 13

Saundra B. Armstrong
Honorable Saundra Brown Armstrong
Judge of the United States District Court